

October 18, 2016

**VIA ECFS**

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Washington, DC 20554

Re: Notice of Ex Parte Presentation, *Procedures for Commission Review of State Opt-Out Requests from the FirstNet Radio Access Network*, PS Docket No. 16-269

Dear Ms. Dortch,

On Friday, October 14, 2016, Trey Hanbury and Alexi Maltas of Hogan Lovells, as counsel to Southern Linc, met with Johanna Thomas, Legal Advisor to Commissioner Rosenworcel, and Erin McGrath, Legal Advisor to Commissioner O'Rielly. On Monday, October 17, 2016, Michael Rosenthal of Southern Linc and Trey Hanbury met with Jessica Almond, Legal Advisor to Chairman Wheeler; Daudeline Meme, Legal Advisor to Commission Clyburn; and Brendan Carr, Legal Advisor to Commissioner Pai.

In the meetings, we discussed the Commission's role in reviewing state proposals to opt out from the FirstNet deployment. We noted that nothing in the Commission's review process should exclude state opt-out plans that include both a radio access network and a core network. We also urged the Commission to adopt a rapid timeline for review, but provide opt-out states an opportunity to cure any defects in their initial proposals. An opportunity to cure is consistent with traditional notions of due process as well as Commission procedure.

Please contact the undersigned with any questions.

Sincerely,

/s/ Trey Hanbury

Trey Hanbury

Partner  
trey.hanbury@hoganlovells.com  
D +1 202 637 5534

Cc: Jessica Almond  
Daudeline Meme  
Johanna Thomas

Brendan Carr  
Erin McGrath